HON'BLE THE CHIEF JUSTICE SHRI G.S. SINGHVI
AND
HON'BLE SHRI JUSTICE C.V. NAGARJUNA REDDY

Writ Petition No. 24374 of 2005

Between:

N. Venkateswara Rao & another

… Petitioners

And

Vijayawada Municipal Corporation,
Rep. by its Commissioner,
Vijayawada

… Respondent

:: O R D E R ::

Counsel for the petitioners : Shri V.S.R. Anjaneyulu

August 23, 2007

Per G.S. SINGHVI, CJ

In this petition, the petitioners have made the following substantive prayer:

> " It is therefore, just and essential that this Hon'ble Court may be pleased to issue a writ, order or direction, more particularly one under Writ of Mandamus, declaring the action of the respondent as arbitrary and ultra vires to the provisions of Article 14 of the Constitution of India and also the mandatory provisions of the H.M.C. Act and the Rules framed thereunder on the subject from time to time, besides declaring that the respondent is not entitled to demand the enhanced property tax without deciding the objections filed by the petitioners for the proposed enhancement in respect of Asst. No.33970 and 33405 and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case."

Shri V.S.R. Anjaneyulu says that in view of the developments, which have taken place during the pendency of the writ petition, namely; passing of final order by the respondent and challenge to the said order by the petitioners by filing statutory appeal, the writ petition may be disposed of as infructuous. Ordered accordingly.

As a sequel to disposal of the writ petition as infructuous, W.P.M.P.No.31313 of 2005 filed by the petitioners for interim relief is also disposed of as infructuous.

G.S. SINGHVI, CJ

C.V. NAGARJUNA REDDY, J

August 23, 2007
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